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**U.S. District Court
Southern District of Mississippi (Jackson)
CRIMINAL DOCKET FOR CASE #: 3:06-mj-00529-JCS-JCS-ALL
Internal Use Only**

2006 MAR 24 A 9 36
DEBRA P. HACKETT, CLK
U.S. DISTRICT COURT
MIDDLE DISTRICT ALA

Case title: USA v. Harvey
Other court case number: 1:06mj31-DRB USDC M/D
Alabama

Date Filed: 03/20/2006

Assigned to: Magistrate Judge James C.
Sumner
Referred to: Magistrate Judge James C.
Sumner

Defendant

Michael David Harvey (1)
TERMINATED: 03/22/2006

represented by **S. Dennis Joiner**
FEDERAL PUBLIC DEFENDER
200 S. Lamar, Suite 100-S
Jackson, MS 39201
601/948-4284
Fax: 601/948-5510
Email: dennis_joiner@fd.org
LEAD ATTORNEY
ATTORNEY TO BE NOTICED
Designation: Public Defender or
Community Defender Appointment

Pending Counts

None

Disposition

Highest Offense Level (Opening)

None

Terminated Counts

None

Disposition

Highest Offense Level (Terminated)

None

A TRUE COPY, I HEREBY CERTIFY.

By: 

Deputy Clerk

Complaints

Disposition







Crossing a state line with intent to

engage in a sexual act with a person
under the age of 12 years

Plaintiff

USA

represented by **Harold H. Brittain**
U.S. ATTORNEY'S OFFICE
One Jackson Place
188 E. Capitol, Suite 500
Jackson, MS 39201
(601) 965-4480
Email: harold.brittain@usdoj.gov
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
03/20/2006		Arrest (Rule 5) of Michael David Harvey (CSF,) (Entered: 03/22/2006)
03/20/2006	 1	CJA 23 Financial Affidavit by Michael David Harvey (CSF,) (Entered: 03/22/2006)
03/20/2006	 2	ORDER APPOINTING FEDERAL PUBLIC DEFENDER as to Michael David Harvey. S. Dennis Joiner for Michael David Harvey appointed. Signed by Judge James C. Sumner on March 20, 2006. (CSF,) (Entered: 03/22/2006)
03/20/2006	 3	WAIVER of Rule 5 Hearings by Michael David Harvey (CSF,) (Entered: 03/22/2006)
03/20/2006	 4	COMMITMENT TO ANOTHER DISTRICT as to Michael David Harvey. Defendant committed to District of Middle District of Alabama. Signed by Judge James C. Sumner on March 20, 2006. (CSF,) (Entered: 03/22/2006)
03/20/2006		Minute Entry for proceedings held before Judge James C. Sumner :Initial Appearance as to Michael David Harvey held on 3/20/2006. Harold Brittain, AUSA; Mark Quarles, USPO; Kathy Nester, FPD. Defendant was informed of his rights and the charges against him in a complaint out of the Middle District of Alabama. He was represented by the federal public defender. The government moved for detention. Defendant waived his identity hearing and detention hearing but requested a preliminary examination in the Middle District of Alabama. He was remanded to the custody of the U. S. Marshal to be transported to the Middle District of Alabama. (Tape #2006-06.) (CSF,) (Entered: 03/22/2006)
03/22/2006		***Terminated defendant Michael David Harvey, pending deadlines, and motions. (CSF,) (Entered: 03/22/2006)
03/22/2006		***Set/Clear Flags as to Michael David Harvey (Case Closed) (CSF,) (Entered: 03/22/2006)

03/22/2006	***Staff Notes as to Michael David Harvey: Original documents transmitted to the Middle District of Alabama. (CSF,) (Entered: 03/22/2006)
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Minute Entries

3:06-mj-00529-JCS-JCS USA v. Harvey

U.S. District Court

Southern District of Mississippi

Notice of Electronic Filing

The following transaction was received from CSF, entered on 3/22/2006 at 10:34 AM CST and filed on 3/20/2006

Case Name: USA v. Harvey

Case Number: 3:06-mj-529

Filer:

Document Number:

Docket Text:

Minute Entry for proceedings held before Judge James C. Sumner :Initial Appearance as to Michael David Harvey held on 3/20/2006. Harold Brittain, AUSA; Mark Quarles, USPO; Kathy Nester, FPD. Defendant was informed of his rights and the charges against him in a complaint out of the Middle District of Alabama. He was represented by the federal public defender. The government moved for detention. Defendant waived his identity hearing and detention hearing but requested a preliminary examination in the Middle District of Alabama. He was remanded to the custody of the U. S. Marshal to be transported to the Middle District of Alabama. (Tape #2006-06.) (CSF,)

The following document(s) are associated with this transaction:

3:06-mj-529-1 Notice will be electronically mailed to:

Harold H. Brittain harold.brittain@usdoj.gov, marian.markert@usdoj.gov

S. Dennis Joiner dennis_joiner@fd.org, ann_hutzel@fd.org

Probation Jackson Janet_Anderson@mssp.uscourts.gov

3:06-mj-529-1 Notice will be delivered by other means to:

UNITED STATES DISTRICT COURT

Southern District of *Mississippi*

UNITED STATES OF AMERICA

v.

Michael D. Hursey

COMMITMENT TO ANOTHER DISTRICT

DOCKET NUMBER

MAGISTRATE JUDGE CASE NUMBER

District of Arrest

District of Offense

District of Arrest

District of Offense

3:06mj 529-JCS

1:06mj 31-DRB

CHARGES AGAINST THE DEFENDANT ARE BASED UPON AN

☐ Indictment ☐ Information ☒ Complaint ☐ Other (specify)

charging a violation of U.S.C. §

DISTRICT OF OFFENSE

Middle District of Alabama

DESCRIPTION OF CHARGES:

crossing state line with intent to engage in sexual act with a person who has not attained the age of 12 years

CURRENT BOND STATUS:

☐ Bail Fixed at and conditions were not met
☐ Government moved for detention and defendant detained after hearing in District of Arrest
☒ Government moved for detention and defendant detained pending detention hearing in District of Offense
☐ Other (specify)

Representation: ☐ Retained Own Counsel ☒ Federal Defender Organization ☐ CJA Attorney ☐ None

Interpreter Required? ☒ No ☐ Yes Language:

DISTRICT OF

TO: THE UNITED STATES MARSHAL

You are hereby commanded to take custody of the above named defendant and to transport that defendant with a certified copy of this commitment forthwith to the district of offense as specified above and there deliver the defendant to the United States Marshal for that District or to some other officer authorized to receive the defendant.

3-20-06
Date

[Signature]
United States Judge or Magistrate Judge

RETURN

This commitment was received and executed as follows:

DATE COMMITMENT ORDER RECEIVED		PLACE OF COMMITMENT	DATE DEFENDANT COMMITTED
DATE	UNITED STATES MARSHAL	(BY) DEPUTY MARSHAL	

UNITED STATES DISTRICT COURT

Southern DISTRICT OF Mississippi

UNITED STATES OF AMERICA

WAIVER OF RULE 5 & 5.1 HEARINGS
(Complaint/Indictment)

v.

Michael D Harvey
DefendantCASE NUMBER: 3:06mj529-JCSCHARGING DISTRICTS
CASE NUMBER: 1:06mj31-DRB

I understand that charges are pending in the Middle District of Alabama
alleging violation of 18 USC Section 2241(e) and that I have been arrested in this district and
(Title and Section)

taken before a judge, who has informed me of the charge(s) and my rights to:

- (1) retain counsel or request the assignment of counsel if I am unable to retain counsel;
- (2) an identity hearing to determine whether I am the person named in the charges;
- (3) a preliminary hearing (unless an indictment has been returned or information filed) to determine whether there is probable cause to believe an offense has been committed by me, the hearing to be held in this district or the district of prosecution; and
- (4) Request transfer of the proceedings to this district under Rule 20, Fed. R. Crim. P., in order to plead guilty.

I HEREBY WAIVE (GIVE UP) MY RIGHT TO A(N):

☒ identity hearing☐ preliminary hearing☒ identity hearing but request a preliminary hearing be held in the prosecuting district and, therefore, consent to the issuance of an order requiring my appearance in the prosecuting district where the charges are pending against me.3/20/06
DateMichael D Harvey
DefendantGay R. Z
Defense Counsel

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF MISSISSIPPI
JACKSON DIVISION**

UNITED STATES OF AMERICA

**VERSUS
MICHAEL DAVID HARVEY**

Criminal No. 3:06mj529-JCS

ORDER APPOINTING COUNSEL

The above-named defendant having satisfied this court after appropriate inquiry that he/she (1) does not wish to waive representation by counsel, and (2) is financially unable to obtain counsel, the Federal Public Defender is hereby APPOINTED to represent the defendant in above-styled and numbered cause.

Should this case proceed before a United States District Judge, the appointment shall, nevertheless, remain in effect until terminated or a substitute attorney is appointed or retained.

SO ORDERED, this the 20 day of March, 2006.



United States Magistrate Judge

FINANCIAL AFFIDAVIT

CJA 23

IN SUPPORT OF REQUEST FOR ATTORNEY, EXPERT OR OTHER COURT SERVICES WITHOUT PAYMENT OF FEE

IN UNITED STATES
IN THE CASE OF☐ MAGISTRATE ☐ DISTRICT ☐ APPEALS COURT or ☐ OTHER PANEL (Specify below)

USA vs. Harvey

FOR

AT

LOCATION NUMBER

PERSON REPRESENTED (Show your full name)

Michael David Harvey

CHARGE/OFFENSE (describe if applicable & check box →) ☒ Felony ☐ MisdemeanorCrossing state line w/ Intent
to engage in a sex act w/ person
under 12, 18 U.S.C. 2241(c)

- 1 ☒ Defendant - Adult
 2 ☐ Defendant - Juvenile
 3 ☐ Appellant
 4 ☐ Probation Violator
 5 ☐ Parole Violator
 6 ☐ Habeas Petitioner
 7 ☐ 2255 Petitioner
 8 ☐ Material Witness
 9 ☐ Other (Specify) _____

DOCKET NUMBERS

Magistrate

District Court

3:06mj529
Court of Appeals

ASSETS

EMPLOY-
MENTAre you now employed? ☐ Yes ☒ No ☐ Am Self Employed

Name and address of employer: _____

IF YES, how much do you
earn per month? \$ _____IF NO, give month and year of last employment
How much did you earn per month? \$ _____If married is your Spouse employed? ☐ Yes ☐ No *MIA*IF YES, how much does your
Spouse earn per month? \$ _____If a minor under age 21, what is your Parents or
Guardian's approximate monthly income? \$ _____OTHER
INCOMEHave you received within the past 12 months any income from a business, profession or other form of self-employment, or in the form of rent payments, interest, dividends, retirement or annuity payments, or other sources? ☐ Yes ☒ NoIF YES, GIVE THE AMOUNT
RECEIVED & IDENTIFY \$ _____
THE SOURCES _____

RECEIVED

SOURCES

CASH

Have you any cash on hand or money in savings or checking account ☐ Yes ☒ No IF YES, state total amount \$ _____PROP-
ERTYDo you own any real estate, stocks, bonds, notes, automobiles, or other valuable property (excluding ordinary household furnishings and clothing)? ☐ Yes ☒ No

VALUE

DESCRIPTION

IF YES, GIVE THE VALUE AND \$ _____
DESCRIBE IT _____OBLIGATIONS
& DEBTS

DEPENDENTS

MARITAL STATUS

☒ SINGLE☐ MARRIED☐ WIDOWED☐ SEPARATED OR
DIVORCEDTotal
No. of
Dependents

0

List persons you actually support and your relationship to them

DEBTS &
MONTHLY
BILLS(LIST ALL CREDITORS,
INCLUDING BANKS,
LOAN COMPANIES,
CHARGE ACCOUNTS,
ETC.)APARTMENT
OR HOME:

Creditors

Total Debt

Monthly Payt.

Parents take care of

\$

\$

\$

\$

\$

\$

I certify under penalty of perjury that the foregoing is true and correct. Executed on (date) 3-20-06

SIGNATURE OF DEFENDANT
(OR PERSON REPRESENTED)

Michael D Harvey